



PATENT

DOCKET NO.: 58880/315

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Dennis FLAHIVE et al.

Serial No.: 10/628,383

Filing Date: 29 July 2003

For: REDUCED-CALORIE FREEZABLE
BEVERAGE

Art Unit:

Examiner: Unassigned

COMMISSIONER FOR PATENTS
P. O. Box 1450
Alexandria, Virginia 22313-1450

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97 & § 1.98**

S I R:


In conformance with Applicants' duty of disclosure under 37 C.F.R. § 1.56 and § 1.97(b)(3), the references listed on the attached form PTO-1449 are hereby brought to the Examiner's attention.

The references were cited in the International Search Report of the related PCT/US03/23489. Copies of the references are submitted herewith. A copy of the Search Report is also enclosed.

It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear in the "references cited" on any patent to issue therefrom.

Respectfully submitted,

Date: 9 January 2004



W. David Wallace
(Reg. No. 42,210)

KENYON & KENYON
1500 K Street, N.W., Suite 700
Washington, DC 20005

(202) 220-4200 Tel.
(202) 220-4201 Fax



Sheet 1 of 1

FORM PTO-1449
INFORMATION DISCLOSURE
STATEMENT BY APPLICANT(S)

Atty Docket No. : 58880/315
Serial No. : 10/628,383
Inventors : Dennis Flahive et al.
Filed : 29 July 2003
Group Art Unit :
Examiner :

U.S. PATENT DOCUMENTS

<u>Examiner</u> <u>Initial</u>	<u>Patent</u> <u>Number</u>	<u>Patent</u> <u>Date</u>	<u>Name</u>	<u>Class/</u> <u>Subclass</u>	<u>Filing</u> <u>Date</u>
	4,748,033	05/31/88	SYFERT et al.	426/330	
	6,139,895	10/31/00	ZABLOCKI et al.	426/573	
	3,843,805	10/22/74	POWELL	426/92	
	5,960,869	11/09/79	SANKER et al.	424/58	
	2002/0197376	12/26/02	BROZ	426/565	
	6,468,576	10/22/02	SHER et al.	426/565	

FOREIGN PATENT DOCUMENTS

<u>Examiner</u> <u>Initial</u>	<u>Document</u> <u>Number</u>	<u>Date</u>	<u>Country</u>	<u>Class/</u> <u>Subclass</u>	<u>Translation</u> <u>Yes</u> <u>No</u>
	1 210 880	06/05/02	EPO		N/A
	WO 96/37120	11/28/96	PCT/US		N/A
	WO 97/43913	11/27/97	PCT/US		N/A
	WO 97/33813	09/18/97	PCT/NL		N/A
	0 268 097	05/25/88	EPO		N/A
	2 130 070	05/31/84	Great Britain		N/A
	201 21 027	07/11/02	Germany		X
	2 027 447	02/20/80	Great Britain		N/A

OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)

<u>Examiner</u> <u>Initial</u>	
	1. PATENT ABSTRACTS OF JAPAN, Vol. 11, No. 47, 13 Feb. 1987 & JP 61-212273 A 9AJINOMOTO GENERAL FOOD KK), 9/20/86

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.